

U.S. COURT OF APPEALS FOR THE ELEVENTH CIRCUIT
CLERK'S OFFICE – DOCUMENT SUBMISSION COVER SHEET

SUBMITTED BY:

Mario Mirabal

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DOCUMENT TITLE:

EMERGENCY RULE 27(d) MOTION TO INVESTIGATE
RETROACTIVE DOCKET TAMPERING AND REQUEST FOR EN
BANC REVIEW AND JUDICIAL REASSESSMENT OF ALL RULINGS
BASED ON SUPPRESSED RECORD

RELATED CASE NUMBERS:

25-10858 ✓ 66

25-10862

25-11120

25-11182

25-11183

25-11254

DATE OF FILING: July 16, 2025

Please docket this filing in each of the above-captioned cases. Do not delay processing or route this to panels currently subject to recusal motions.

IN THE UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT

CASE NOS.

25-10858 | 25-10862 | 25-11120 | 25-11182 | 25-11183 | 25-11254

IN RE: MARIO MIRABAL,
Appellant / Petitioner

EMERGENCY RULE 27(d) MOTION TO INVESTIGATE
RETROACTIVE DOCKET TAMPERING AND REQUEST FOR EN
BANC REVIEW AND JUDICIAL REASSESSMENT OF ALL RULINGS
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Certificate of Compliance

Certificate of Service

EXHIBIT A

IN THE UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT


CASE NOS. 25-10858, 25-10862, 25-11120, 25-11182, 25-11183, 25-11254

IN RE: MARIO MIRABAL, Appellant/Petitioner

EMERGENCY RULE 27(d) MOTION TO INVESTIGATE
RETROACTIVE DOCKET TAMPERING AND REQUEST FOR EN
BANC REVIEW AND JUDICIAL REASSESSMENT OF ALL RULINGS
BASED ON SUPPRESSED RECORD

TO THE HONORABLE COURT:

COMES NOW the Appellant/Petitioner, Mario Mirabal, appearing pro se,
and respectfully moves this Court under Federal Rule of Appellate
Procedure 27(d) and FRAP 35 for en banc review and judicial reassessment
of all rulings rendered under a suppressed and retroactively manipulated
docket record. Appellant further invokes 28 U.S.C. § 332(d) for internal
supervisory review by the Chief Judge.

I. PRELIMINARY STATEMENT

This motion is based solely on public PACER evidence — specifically, a
forensic contrast between:

PACER docket pulls preserved by Appellant on July 13, 2025, and

New docket pulls downloaded on July 16, 2025.

This comparison reveals a clear pattern of:

Retroactive docket insertion (entries added after July 13 but backdated to July 10),

Selective suppression (some motions remain unlisted as of July 16),

Backdated entries that misrepresent the true record and obstruct rights such as Rule 40 filing windows.

The pattern spans across six consolidated appellate and mandamus dockets and directly undermines the legitimacy of judicial rulings based on those altered records.

II. FORENSIC RECORD OF DOCKET TAMPERING

A. July 13, 2025 Dockets (Preserved)

Appellant pulled and archived dockets across all six cases.

No entries existed for motions filed on or about July 8, including:

Petitions for Rehearing En Banc under FRAP 40,

Motions to Disqualify Panels under 28 U.S.C. § 455(a),

Certification Motions under § 332(d).

B. July 16, 2025 Dockets (Current)

As of July 16, the following appear on the docket — all dated July 10,
though they were absent three days earlier:

Case 25-11120: Entries 34–36 now appear.

Case 25-11183: Entries 24–25 now appear.

Case 25-11254: Entry 27 now appears.

This artificial backdating of filings is not only inaccurate, but it also:

Deprives Appellant of visible notice of docket activity,

Violates FRAP's transparency and access principles,

Potentially closes Rule 40 windows before Appellant could act.

C. Ongoing Suppression in Related Dockets

As of July 16:

Cases 25-10858 and 25-10862 remain missing all July 8 and July 14 filings;

These include critical motions under Rule 60(d)(3), Rule 40, and 28 U.S.C. § 455(a).

III. LEGAL BASIS FOR EN BANC REVIEW AND SYSTEMIC CORRECTION

The evidence supports institutional suppression. The remedy cannot come from within the same panel(s) whose conduct is subject to recusal:

Due Process Violations: The Appellant was denied access to appellate adjudication on a clean record.

Hazel-Atlas, Chambers v. NASCO: When judicial processes are manipulated, rulings may be declared void.

FRAP 27(d): Protects litigants where clerical actions interfere with motion adjudication.

FRAP 35: En Banc review is warranted where institutional integrity is at risk.

28 U.S.C. § 332(d): The Chief Judge must supervise breakdowns in circuit operations.

IV. EXPANDED RELIEF REQUESTED

Appellant respectfully requests:

Formal acknowledgment of docket falsification, including retroactive entry of July 10 motions post-July 13;

Immediate referral of this motion to the full Court sitting en banc, as several panels are under disqualification motion and may not be neutral arbiters;

Reinstatement of Case No. 25-11254, which was closed based on a suppressed Rule 40 timeline;

Vacatur or reconsideration of all adverse rulings from April to July 2025 issued in reliance on suppressed records;

Re-review of all Rule 60(d)(3), Rule 40, Rule 27, and recusal motions filed in the affected dockets;

Referral of these suppression issues to the Chief Judge under § 332(d) for internal investigation;

Order to the Clerk of Court to disclose exact date/time of receipt and
docketing of all July 8–14 motions;

Instruction that no adjudication be made by any panel currently subject to
pending recusal under 28 U.S.C. § 455(a).

As a protective measure—and in light of the chronic, and forensically
documented pattern of clerk-level suppression across six Eleventh Circuit
dockets—Petitioner has preserved and timestamped all related filings,
docket activity and weekly full docket copies from april through the present.
All clerk level manipulation of the dockets week to week is evidenced in a
publicly accessible archive. This archive has been made available to the
public, members of the press, and oversight-oriented civil rights
accountability organizations.

Petitioner submits this in furtherance of his duty to preserve judicial
integrity and safeguard the public trust in appellate proceedings. It is
presented with the Court's institutional interests in focus, and in support of
correction and cooperation rather than confrontation.

V. CONCLUSION

Appellant has now demonstrated a direct causal link between:

Clerk-level manipulation of the judicial record,

Jurisdictional prejudice,

And appellate process breakdown.

He seeks not remedy for himself alone, but institutional redress.

Respectfully submitted,

Pro Se Appellant

Dated: July 16, 2025



**CERTIFICATE OF INTERESTED PERSONS AND CORPORATE
DISCLOSURE STATEMENT**

Unified List for All Related Federal Appeals

Pursuant to 11th Cir. R. 26.1-1 through 26.1-3, the undersigned certifies that the following individuals, entities, attorneys, and judges have an interest in the outcome of this appeal or are related to the underlying and parallel proceedings:


Appellant / Petitioner

– Mario Mirabal (Pro Se)

Opposing Parties / Appellees / Plaintiffs

- Deutsche Bank National Trust Company
- PHH Mortgage Corporation (servicer)
- KP Investments Miami, LLC

-- RAS LaVrar, LLC

Attorneys for KP Investments / Deutsche Bank

– John Cunill, Esq. – The Cunill Law Firm, PA

– Kenneth Damas – formerly of Adorno & Cunill, P.A.

– Mehwish A. Yousuf – Counsel for Deutsche Bank

-- Ari Newman Counsel for Deutsche Bank

-- Matthew Marks Counsel for Deutsche Bank

Presiding Judges in Related Federal District Court Cases

– Judge Jose E. Martinez (S.D. Fla.) – Cases: 1:25-cv-20747-JEM, 1:25-cv-20746-JEM

– Judge Paul C. Huck (S.D. Fla.) – Case: 1:25-cv-20010-PCH

– Judge Jacqueline Becerra (S.D. Fla., reassigned case) – Case: 1:25-cv-20011-JEM

State Court Judges in Underlying Litigation

– Judge Javier Enriquez – 2018-018704-CA-01 (Deutsche Bank)

-- Judge Brinkley -- formerly assigned

-- Judge Bokor -- formerly assigned

– Judge Jason Dimitris – 2022-004706-CA-01 (KP Investments, Specific Performance)

– Judge Ariana Fajardo Orshan – 2024-022769-CA-01 (KP Investments, Ejectment)

- Judge David Miller (formerly assigned in specific performance suit)
- Judge Corali Lopez-Castro – Bankruptcy Court (adversary proceeding dismissed)

Appellate Courts & Cases (11th Circuit)

- 25-10858 – KP v. Mirabal (District: 1:25-cv-20688-JEM)
- 25-10862 – KP v. Mirabal (District: 1:25-cv-20747-JEM)
- 25-11120 – In re: Mario Mirabal (Writ re: Judge Martinez/Orshan Remand Protective Filing)
- 25-11182 – In re: Mario Mirabal (Second Writ – Protective Filing)
- 25-11183 – In re: Mario Mirabal (Writ re: Judge Huck and Case 1:25-cv-20010-PCH protective Filing)
- 25-11254 – In re: Mario Mirabal (Writ of Mandamus arising from Case No. 1:25-cv-20688-JEM Judge Jose E. Martinez)

State Appellate Court

- 3D2025-0540 – 3rd District Court of Appeal (FL) – Appeal of Orshan default judgment while under 11th District US Appeals Court jurisdiction

The undersigned affirms this list is complete and accurate to the best of his knowledge and will be updated as necessary.

Respectfully submitted,

Mario Mirabal, Pro Se

563 w 49 st Miami Beach Fl, 33140

solphax@gmail.com

786.479.6596

CERTIFICATE OF COMPLIANCE

I certify that this motion complies with the type-volume limitation of Federal Rule of Appellate Procedure 27(d)(2), and with the formatting and typeface requirements of Rules 32(a)(5)–(6). This document contains approximately 2,396 words, excluding the parts exempted by Rule 32(f), and is set in 14-point Times New Roman font.

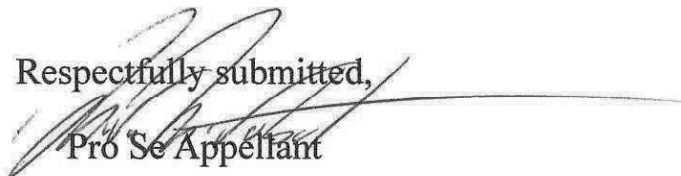
Respectfully submitted,

Dated: July 16, 2025

CERTIFICATE OF SERVICE

I hereby certify that on July 16, 2025, I served a true and correct copy of the foregoing Emergency Rule 27(d) Motion on all parties of record by U.S. Mail and/or email, as required by Rule 25 of the Federal Rules of Appellate Procedure, to the addresses listed on the service list maintained in each of the above-captioned dockets.

Respectfully submitted,



Pro Se Appellant

Miami Beach, Florida

Dated: July 16, 2025

EXHIBIT A

General Docket

United States Court of Appeals for the Eleventh Circuit

Court of Appeals Docket #: 25-10858
Nature of Suit: 3370 Other Fraud
 KP Investments Miami, LLC v. Mario Mirabal
Appeal From: Southern District of Florida
Fee Status: Fee Paid

Docketed: 03/14/2025
Termed: 05/27/2025

Case Type Information:

- 1) Private Civil
- 2) Federal Question
- 3) -

Originating Court Information:

District: 113C-1 : 1:25-cv-20688-JEM
Civil Proceeding: Jose E. Martinez, U.S. District Judge
Date Filed: 02/14/2025
Date NOA Filed:
 03/13/2025

Prior Cases:

None

Current Cases:

	Lead	Member	Start	End
Associated	25-10858	<u>25-10862</u>	05/01/2025	
	25-10858	<u>25-11120</u>	05/01/2025	
	25-10858	<u>25-11182</u>	05/01/2025	
	25-10858	<u>25-11183</u>	05/01/2025	
Related	25-10858	<u>25-11254</u>	04/07/2025	
	<u>25-10862</u>	<u>25-11120</u>	03/28/2025	
	<u>25-10862</u>	<u>25-11182</u>	04/11/2025	
	<u>25-10862</u>	<u>25-11752</u>	05/22/2025	

KP INVESTMENTS MIAMI, LLC

Appellee

Plaintiff -

Kenneth Damas
 Direct: 305-460-1119
 [NTC Retained]
 Damas Law
 300 SEVILLA AVE STE 306
 CORAL GABLES, FL 33134

versus

MARIO MIRABAL

Appellant

Defendant -

Mario Mirabal
 Direct: 786-479-6596
 [NTC Pro Se]
 563 W 49TH ST
 MIAMI BEACH, FL 33140

KP INVESTMENTS MIAMI, LLC,

Plaintiff - Appellee,

versus

MARIO MIRABAL,

Defendant - Appellant.

- 03/14/2025 ☐ 1 CIVIL APPEAL DOCKETED. Notice of appeal filed by Appellant Mario Mirabal on 03/13/2025. Fee Status: Fee Paid. Awaiting Appellant's Certificate of Interested Persons due on or before 04/07/2025 as to Appellant Mario Mirabal. Awaiting Appellee's Certificate of Interested Persons due on or before 04/15/2025 as to Appellee KP Investments Miami, LLC. [Entered: 03/18/2025 09:34 AM]
20 pg, 1.53 MB
- 03/26/2025 ☐ 2 MOTION for leave to file under seal and request for in- camera review under protective order filed by Appellant Mario Mirabal. Opposition to Motion is Unknown [2] [Entered: 03/31/2025 10:46 AM]
4 pg, 863.59 KB
- 03/31/2025 ☐ 3 Notice that no action will be taken on Motion for leave to file under seal and request for in- camera review under protective order filed by Appellant Mario Mirabal. [2]
2 pg, 114.11 KB
Reason(s) no action being taken on filing(s): The filing is deficient for failure to comply with this Court's rules on Certificates of Interested Persons and Corporate Disclosure Statements. See 11th Cir. R. 26.1-1.. [Entered: 03/31/2025 10:49 AM]
- 04/03/2025 ☐ 4 Appellant's Certificate of Interested Persons and Corporate Disclosure Statement filed by Appellant Mario Mirabal. [Entered: 04/08/2025 03:31 PM]
10 pg, 299.2 KB
- 04/03/2025 ☐ 6 MOTION to seal filed by Appellant Mario Mirabal. Opposition to Motion is Unknown [6] [Entered: 04/08/2025 03:39 PM]
31 pg, 2.6 MB
- 04/07/2025 ☐ 9 Notice that no action will be taken on Petition for Writ of Mandamus filed by Appellant Mario Mirabal. Reason(s) no action being taken on filing(s): The filing is deficient for failure to comply with this Court's rules on Certificate of Compliance. See FRAP 32(g)(1).. [Entered: 04/16/2025 01:11 PM]
34 pg, 1.43 MB
- 04/08/2025 ☐ 5 TRANSCRIPT ORDER form filed by Party Mario Mirabal. No transcript is required for appeal purposes. [Entered: 04/08/2025 03:32 PM]
- 04/08/2025 ☐ 7 Appellant's brief filed by Mario Mirabal. Service date: 04/03/2025 [25-10858] Attorney for Appellee: Damas - US mail. [Entered: 04/08/2025 04:00 PM]
23 pg, 985.86 KB
- 04/08/2025 ☐ 8 Returned Mail was received for Attorney Kenneth Damas for Appellee KP Investments Miami, LLC. IN RE: 4/7/2025 Civil - Notice of Docketing. [Entered: 04/08/2025 04:05 PM]
5 pg, 300.93 KB
- 04/16/2025 ☐ 10 NOTICE OF CERTIFICATE OF INTERESTED PERSONS (CIP) DEFICIENCY issued to Kenneth Damas for KP Investments Miami, LLC. You have failed to complete the Web-Based CIP on the Court's website and have not filed the standalone CIP. If you are an appellant or petitioner, pursuant to 11th Cir. Rules 26.1-5(c) and 42-1(b), this appeal will be dismissed without further notice upon the expiration of 14 days from the date of this notice unless you remedy the default(s). [Entered: 04/16/2025 01:57 PM]
- 04/16/2025 ☐ 11 Notice of Mandatory ECF sent to Mario Mirabal. Once a non-incarcerated pro se party has registered to use the ECF system, such party is required to do so. Paper filings will not be accepted [Entered: 04/16/2025 04:28 PM]
1 pg, 90.88 KB
- 04/21/2025 ☐ 13 Redacted MOTION to seal filed by Appellant Mario Mirabal in 25-10858, 25-10862, Petitioner Mario Mirabal in 25-11120, 25-11182, 25-11183. Opposition to Motion is Unknown [13] [25-10858, 25-10862, 25-11120, 25-11182, 25-11183] [Entered: 05/01/2025 04:43 PM]
9 pg, 1.1 MB
- 04/21/2025 ☐ 12 Notice of receipt: objection to the ECF requirement as to Appellant Mario Mirabal in 25-10858, 25-10862, Petitioner Mario Mirabal in 25-11120, 25-11182, 25-11183.. [25-10858, 25-10862, 25-11120, 25-11182, 25-11183] [Entered: 05/01/2025 04:35 PM]
4 pg, 687.24 KB
- 04/21/2025 ☐ 14 Unredacted MOTION to seal filed by Appellant Mario Mirabal in 25-10858, 25-10862, Petitioner Mario Mirabal in 25-11120, 25-11182, 25-11183. Opposition to Motion is Unknown [14] [25-10858, 25-10862, 25-11120, 25-11182, 25-11183] [Entered: 05/01/2025 04:47 PM]
2 pg, 58.33 KB
- 04/21/2025 ☐ 15 Unredacted MOTION to consolidate appeals 25-10862, 25-11120, 25-11182 and 25-11183 filed by Appellant Mario Mirabal in 25-10858, 25-10862, Petitioner Mario Mirabal in 25-11120, 25-11182, 25-11183. Opposition to Motion is Unknown [15] [25-10858, 25-10862, 25-11120, 25-11182, 25-11183] [Entered: 05/02/2025 10:23 AM]
20 pg, 521 KB
- 04/21/2025 ☐ 16 Redacted MOTION to consolidate appeals 25-10862, 25-11120, 25-11182 and 25-11183 filed by Appellant Mario Mirabal in 25-10858, 25-10862, Petitioner Mario Mirabal in 25-11120, 25-11182, 25-11183. Opposition to Motion is Unknown [16] [25-10858, 25-10862, 25-11120, 25-11182, 25-11183] [Entered: 05/02/2025 11:45 AM]
21 pg, 1.3 MB
- 05/15/2025 ☐ 19 MOTION for relief from judgment or order of lower court filed by Appellant Mario Mirabal. Opposition to Motion is Unknown [19] [Entered: 05/23/2025 10:11 AM]
81 pg, 3.16 MB
- 05/19/2025 ☐ 17 ORDER: Motion to seal documents filed by Appellant Mario Mirabal is DENIED. [14]; Motion to consolidate appeals filed by Appellant Mario Mirabal is DENIED. [16] ENTERED FOR THE COURT - BY DIRECTION. (See attached order for complete text) [Entered: 05/19/2025 05:19 PM]
3 pg, 291.2 KB
- 05/22/2025 ☐ 18 Briefing Notice issued to Appellee KP Investments Miami, LLC. Appellee's brief is due on or before 06/23/2025. Created Awaiting Supplemental Appendix on 06/02/2025 as to Appellee KP Investments
2 pg, 92.82 KB

Miami, LLC. [Entered: 05/22/2025 03:57 PM]

- 05/22/2025 ☐ 20 "Appellant's Motion for Default Relief Based on Failure to to Cure CIP Deficiency and Fraud Upon the Court Under Rule 60(d)(d)" filed by Appellant Mario Mirabal. [20] [Entered: 05/23/2025 01:23 PM]
11 pg, 5.02 MB
- 05/22/2025 ☐ 21 Duplicate Emergency Petition for Writ of Mandamus filed by Appellant Mario Mirabal. [Entered: 05/23/2025 02:23 PM]
20 pg, 2.9 MB
- 05/22/2025 ☐ 22 Notice of receipt of "Protective Notice of Federal Seal Obligation and Request for Administrative Hold on Entry No. 14" received from Appellant Mario Mirabal. [Entered: 05/27/2025 10:10 AM]
4 pg, 452.6 KB
- 05/27/2025 ☐ 23 Notice that no action will be taken on the "Protective Notice of Federal Seal Obligation and Request for Administrative Hold on Entry No. 14" filed by Appellant Mario Mirabal. The appellant can file a motion if he seeks relief from the Court.
[Entered: 05/27/2025 10:13 AM]
- 05/27/2025 ☐ 24 ORDER: Pursuant to the 11th Cir. R. 42-2(c), this appeal is DISMISSED for want of prosecution because the appellant Mario Mirabal failed to file an appendix within the time fixed by the rules [20] [19] [Entered: 05/27/2025 10:16 AM]
2 pg, 105.77 KB
- 05/29/2025 ☐ 25 Notice that no action will be taken on the appellant's supplemental judicial notices because this appeal is closed.
[Entered: 05/29/2025 03:43 PM]
23 pg, 4.2 MB
- 06/02/2025 ☐ 26 "Emergency Rule 27 Motion to Stay State Court Case" filed by Appellant Mario Mirabal. [26] [Entered: 06/03/2025 08:41 AM]
37 pg, 9.63 MB
- 06/03/2025 ☐ 27 Notice that no action will be taken on the appellant's "Emergency Rule 27 Motion to Stay State Court Case" because this appeal is closed. [26]
[Entered: 06/03/2025 08:45 AM]
- 06/05/2025 ☐ 28 "Emergency Motion for En Banc Review to Preserve Jurisdiction, Correct Clerk-Level Suppression, and Resolve Inconsistent Treatment of Fraud-on-the-Court Filings" filed by Appellant Mario Mirabal. [28]
[Entered: 06/09/2025 03:22 PM]
22 pg, 4.65 MB
- 06/09/2025 ☐ 29 Notice that no action will be taken on the appellant's "Emergency Motion for En Banc Review to Preserve Jurisdiction, Correct Clerk-Level Suppression, and Resolve Inconsistent Treatment of Fraud-on-the-Court Filings" because this appeal is closed. [28]
[Entered: 06/09/2025 03:25 PM]
- 06/13/2025 ☐ 30 Notice of receipt of "En Banc Addendum" from Appellant Mario Mirabal. [Entered: 06/13/2025 04:08 PM]
68 pg, 7.79 MB
- 06/13/2025 ☐ 31 Notice that no action will be taken on the "En Banc Addendum" received from the appellant because this appeal is closed.
[Entered: 06/13/2025 04:12 PM]
- 06/26/2025 ☐ 32 "Emergency Rule 27(d) Motion-Correction of Docket Record Across Consolidated Appeals and Petitions" by Appellant Mario Mirabal. [32] [Entered: 06/27/2025 10:51 AM]
23 pg, 4.33 MB
- 06/27/2025 ☐ 33 Notice that no action will be taken on the appellant's "Emergency Rule 27(d) Motion-Correction of Docket Record Across Consolidated Appeals and Petitions" because this appeal is closed. [32]
[Entered: 06/27/2025 10:54 AM]
- 07/10/2025 ☐ 34 "Motion for Supervisory Review by Chief Judge" filed by Appellant Mario Mirabal. [34] [Entered: 07/10/2025 02:00 PM]
11 pg, 2.72 MB
- 07/10/2025 ☐ 35 Notice that no action will be taken on the "Motion for Supervisory Review by Chief Judge" [34] filed by Appellant Mario Mirabal because this appeal is closed.
[Entered: 07/10/2025 02:03 PM]

☒ Documents and Docket Summary☐ Documents Only☐ Include Page Numbers

Selected Pages: 0

Selected Size: 0 KB

PACER Service Center			
Transaction Receipt			
07/13/2025 01:07:04			
PACER Login:	solphaxwest	Client Code:	
Description:	Docket Report (filtered)	Search Criteria:	25-10858
Billable Pages:	3	Cost:	0.30

General Docket
United States Court of Appeals for the Eleventh Circuit

Court of Appeals Docket #: 25-10858
Nature of Suit: 3370 Other Fraud
 KP Investments Miami, LLC v. Mario Mirabal
Appeal From: Southern District of Florida
Fee Status: Fee Paid

Docketed: 03/14/2025
Termed: 05/27/2025

Case Type Information:

- 1) Private Civil
- 2) Federal Question
- 3) -

Originating Court Information:

District: 113C-1 : 1:25-cv-20688-JEM
Civil Proceeding: Jose E. Martinez, U.S. District Judge
Date Filed: 02/14/2025
Date NOA Filed:
 03/13/2025

Prior Cases:

None

Current Cases:

	Lead	Member	Start	End
Associated	25-10858	<u>25-10862</u>	05/01/2025	
	25-10858	<u>25-11120</u>	05/01/2025	
	25-10858	<u>25-11182</u>	05/01/2025	
	25-10858	<u>25-11183</u>	05/01/2025	
Related	25-10858	<u>25-11254</u>	04/07/2025	
	<u>25-10862</u>	<u>25-11120</u>	03/28/2025	
	<u>25-10862</u>	<u>25-11182</u>	04/11/2025	
	<u>25-10862</u>	<u>25-11752</u>	05/22/2025	

KP INVESTMENTS MIAMI, LLC

Appellee

Plaintiff -

Kenneth Damas
 Direct: 305-460-1119
 [NTC Retained]
 Damas Law
 300 SEVILLA AVE STE 306
 CORAL GABLES, FL 33134

versus

MARIO MIRABAL

Appellant

Defendant -

Mario Mirabal
 Direct: 786-479-6596
 [NTC Pro Se]
 563 W 49TH ST
 MIAMI BEACH, FL 33140

KP INVESTMENTS MIAMI, LLC,

Plaintiff - Appellee,

versus

MARIO MIRABAL,

Defendant - Appellant.

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- 03/26/2025 ☐ 2 MOTION for leave to file under seal and request for in- camera review under protective order filed by Appellant Mario Mirabal. Opposition to Motion is Unknown [2] [Entered: 03/31/2025 10:46 AM]
4 pg, 863.59 KB
- 03/31/2025 ☐ 3 Notice that no action will be taken on Motion for leave to file under seal and request for in- camera review under protective order filed by Appellant Mario Mirabal. [2]
Reason(s) no action being taken on filing(s): The filing is deficient for failure to comply with this Court's rules on Certificates of Interested Persons and Corporate Disclosure Statements. See 11th Cir. R. 26.1-1.. [Entered: 03/31/2025 10:49 AM]
2 pg, 114.11 KB
- 04/03/2025 ☐ 4 Appellant's Certificate of Interested Persons and Corporate Disclosure Statement filed by Appellant Mario Mirabal. [Entered: 04/08/2025 03:31 PM]
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- 04/03/2025 ☐ 6 MOTION to seal filed by Appellant Mario Mirabal. Opposition to Motion is Unknown [6] [Entered: 04/08/2025 03:39 PM]
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- 04/08/2025 ☐ 7 Appellant's brief filed by Mario Mirabal. Service date: 04/03/2025 [25-10858] Attorney for Appellee: Damas - US mail. [Entered: 04/08/2025 04:00 PM]
23 pg, 985.86 KB
- 04/08/2025 ☐ 8 Returned Mail was received for Attorney Kenneth Damas for Appellee KP Investments Miami, LLC. IN RE: 4/7/2025 Civil - Notice of Docketing. [Entered: 04/08/2025 04:05 PM]
5 pg, 300.93 KB
- 04/16/2025 ☐ 10 NOTICE OF CERTIFICATE OF INTERESTED PERSONS (CIP) DEFICIENCY issued to Kenneth Damas for KP Investments Miami, LLC. You have failed to complete the Web-Based CIP on the Court's website and have not filed the standalone CIP. If you are an appellant or petitioner, pursuant to 11th Cir. Rules 26.1-5(c) and 42-1(b), this appeal will be dismissed without further notice upon the expiration of 14 days from the date of this notice unless you remedy the default(s). [Entered: 04/16/2025 01:57 PM]
- 04/16/2025 ☐ 11 Notice of Mandatory ECF sent to Mario Mirabal. Once a non-incarcerated pro se party has registered to use the ECF system, such party is required to do so. Paper filings will not be accepted [Entered: 04/16/2025 04:28 PM]
1 pg, 90.88 KB
- 04/21/2025 ☐ 13 Redacted MOTION to seal filed by Appellant Mario Mirabal in 25-10858, 25-10862, Petitioner Mario Mirabal in 25-11120, 25-11182, 25-11183. Opposition to Motion is Unknown [13] [25-10858, 25-10862, 25-11120, 25-11182, 25-11183] [Entered: 05/01/2025 04:43 PM]
9 pg, 1.1 MB
- 04/21/2025 ☐ 12 Notice of receipt: objection to the ECF requirement as to Appellant Mario Mirabal in 25-10858, 25-10862, Petitioner Mario Mirabal in 25-11120, 25-11182, 25-11183.. [25-10858, 25-10862, 25-11120, 25-11182, 25-11183] [Entered: 05/01/2025 04:35 PM]
4 pg, 687.24 KB
- 04/21/2025 ☐ 14 Unredacted MOTION to seal filed by Appellant Mario Mirabal in 25-10858, 25-10862, Petitioner Mario Mirabal in 25-11120, 25-11182, 25-11183. Opposition to Motion is Unknown [14] [25-10858, 25-10862, 25-11120, 25-11182, 25-11183] [Entered: 05/01/2025 04:47 PM]
2 pg, 58.33 KB
- 04/21/2025 ☐ 15 Unredacted MOTION to consolidate appeals 25-10862, 25-11120, 25-11182 and 25-11183 filed by Appellant Mario Mirabal in 25-10858, 25-10862, Petitioner Mario Mirabal in 25-11120, 25-11182, 25-11183. Opposition to Motion is Unknown [15] [25-10858, 25-10862, 25-11120, 25-11182, 25-11183] [Entered: 05/02/2025 10:23 AM]
20 pg, 521 KB
- 04/21/2025 ☐ 16 Redacted MOTION to consolidate appeals 25-10862, 25-11120, 25-11182 and 25-11183 filed by Appellant Mario Mirabal in 25-10858, 25-10862, Petitioner Mario Mirabal in 25-11120, 25-11182, 25-11183. Opposition to Motion is Unknown [16] [25-10858, 25-10862, 25-11120, 25-11182, 25-11183] [Entered: 05/02/2025 11:45 AM]
21 pg, 1.3 MB
- 05/15/2025 ☐ 19 MOTION for relief from judgment or order of lower court filed by Appellant Mario Mirabal. Opposition to Motion is Unknown [19] [Entered: 05/23/2025 10:11 AM]
81 pg, 3.16 MB
- 05/19/2025 ☐ 17 ORDER: Motion to seal documents filed by Appellant Mario Mirabal is DENIED. [14]; Motion to consolidate appeals filed by Appellant Mario Mirabal is DENIED. [16] ENTERED FOR THE COURT - BY DIRECTION. (See attached order for complete text) [Entered: 05/19/2025 05:19 PM]
3 pg, 291.2 KB
- 05/22/2025 ☐ 18 Briefing Notice issued to Appellee KP Investments Miami, LLC. Appellee's brief is due on or before 06/23/2025. Created Awaiting Supplemental Appendix on 06/02/2025 as to Appellee KP Investments
2 pg, 92.82 KB

Miami, LLC. [Entered: 05/22/2025 03:57 PM]

- 05/22/2025 ☐ 20 "Appellant's Motion for Default Relief Based on Failure to to Cure CIP Deficiency and Fraud Upon the Court Under Rule 60(d)(d)" filed by Appellant Mario Mirabal. [20] [Entered: 05/23/2025 01:23 PM]
11 pg, 5.02 MB
- 05/22/2025 ☐ 21 Duplicate Emergency Petition for Writ of Mandamus filed by Appellant Mario Mirabal. [Entered: 05/23/2025 02:23 PM]
20 pg, 2.9 MB
- 05/22/2025 ☐ 22 Notice of receipt of "Protective Notice of Federal Seal Obligation and Request for Administrative Hold on Entry No. 14" received from Appellant Mario Mirabal. [Entered: 05/27/2025 10:10 AM]
4 pg, 452.6 KB
- 05/27/2025 ☐ 23 Notice that no action will be taken on the "Protective Notice of Federal Seal Obligation and Request for Administrative Hold on Entry No. 14" filed by Appellant Mario Mirabal. The appellant can file a motion if he seeks relief from the Court.
[Entered: 05/27/2025 10:13 AM]
- 05/27/2025 ☐ 24 ORDER: Pursuant to the 11th Cir. R. 42-2(c), this appeal is DISMISSED for want of prosecution because the appellant Mario Mirabal failed to file an appendix within the time fixed by the rules [20] [19] [Entered: 05/27/2025 10:16 AM]
2 pg, 105.77 KB
- 05/29/2025 ☐ 25 Notice that no action will be taken on the appellant's supplemental judicial notices because this appeal is closed.
[Entered: 05/29/2025 03:43 PM]
23 pg, 4.2 MB
- 06/02/2025 ☐ 26 "Emergency Rule 27 Motion to Stay State Court Case" filed by Appellant Mario Mirabal. [26] [Entered: 06/03/2025 08:41 AM]
37 pg, 9.63 MB
- 06/03/2025 ☐ 27 Notice that no action will be taken on the appellant's "Emergency Rule 27 Motion to Stay State Court Case" because this appeal is closed. [26]
[Entered: 06/03/2025 08:45 AM]
- 06/05/2025 ☐ 28 "Emergency Motion for En Banc Review to Preserve Jurisdiction, Correct Clerk-Level Suppression, and Resolve Inconsistent Treatment of Fraud-on-the-Court Filings" filed by Appellant Mario Mirabal. [28]
[Entered: 06/09/2025 03:22 PM]
22 pg, 4.65 MB
- 06/09/2025 ☐ 29 Notice that no action will be taken on the appellant's "Emergency Motion for En Banc Review to Preserve Jurisdiction, Correct Clerk-Level Suppression, and Resolve Inconsistent Treatment of Fraud-on-the-Court Filings" because this appeal is closed. [28]
[Entered: 06/09/2025 03:25 PM]
- 06/13/2025 ☐ 30 Notice of receipt of "En Banc Addendum" from Appellant Mario Mirabal. [Entered: 06/13/2025 04:08 PM]
68 pg, 7.79 MB
- 06/13/2025 ☐ 31 Notice that no action will be taken on the "En Banc Addendum" received from the appellant because this appeal is closed.
[Entered: 06/13/2025 04:12 PM]
- 06/26/2025 ☐ 32 "Emergency Rule 27(d) Motion-Correction of Docket Record Across Consolidated Appeals and Petitions" by Appellant Mario Mirabal. [32] [Entered: 06/27/2025 10:51 AM]
23 pg, 4.33 MB
- 06/27/2025 ☐ 33 Notice that no action will be taken on the appellant's "Emergency Rule 27(d) Motion-Correction of Docket Record Across Consolidated Appeals and Petitions" because this appeal is closed. [32]
[Entered: 06/27/2025 10:54 AM]
- 07/10/2025 ☐ 34 "Motion for Supervisory Review by Chief Judge" filed by Appellant Mario Mirabal. [34] [Entered: 07/10/2025 02:00 PM]
11 pg, 2.72 MB
- 07/10/2025 ☐ 35 Notice that no action will be taken on the "Motion for Supervisory Review by Chief Judge" [34] filed by Appellant Mario Mirabal because this appeal is closed.
[Entered: 07/10/2025 02:03 PM]

☒ Documents and Docket Summary☐ Documents Only☐ Include Page Numbers

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